

Practitioner's Docket No. 100810.01US1

JO Rec'd PCT/PTO 31 MAY 2002 45

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Schmidt, Thomas

Application No.: 10/026.578

Group No.: To be determined

Filed: December 17, 2001

Examiner: To be determined

For: SEQUENTIALLY ARRANGED STREPTAVIDIN-BINDING MODULES AS AFFINITY TAGS

Box Missing Parts

Assistant Commissioner for Patents

Washington, D.C. 20231

COMPLETION OF FILING REQUIREMENTS
-- NONPROVISIONAL APPLICATION

I. This replies to the Notice to File Missing Parts of Application (PTO-1533) mailed April 3, 2002.

A copy of the Notice to File Missing Parts of Application--Filing Date Granted (Form PTO-1533) is enclosed.

DECLARATION OR OATH

II. No declaration or oath was filed. Enclosed is the original declaration or oath for this application.

SMALL ENTITY STATUS

III. An assertion that this filing is by a small entity was claimed on December 17, 2001 (original).

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*
(When using Express Mail, the Express Mail label number is *mandatory*;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- ☐ deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, Washington D.C. 20231
37 C.F.R. § 1.8(a) 37 C.F.R. § 1.10*
☐ with sufficient postage as first class mail. ☒ as "Express Mail Post Office to Addressee"
Mailing Label No. EV062683361US

TRANSMISSION

- ☐ facsimile transmitted to the Patent and Trademark Office, (703) _____

Date: 5/31/02

Erika Simpson

COMPLETION FEES

IV.	1.	Surcharge Fees	
		Late payment of filing fee and/or late filing of original declaration or oath (37 C.F.R. Section 1.16(e))	\$65.00
Total Completion Fees			\$65.00

EXTENSION OF TIME

V. The proceedings herein are for a patent application, and the provisions of 37 C.F.R. Section 1.136(a) apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

TOTAL FEE DUE

VI. The total fee due is:

Completion fees	\$65.00
Extension fee (if any)	\$0.00
Total Fee Due	\$65.00

PAYMENT OF FEES

VII. Attached is a check in the amount of \$65.00.

AUTHORIZATION TO CHARGE ADDITIONAL FEES

VIII. The Commissioner is hereby authorized to charge the following additional fees that may be required by this paper and during the pendency of this application to Account No. 502191.

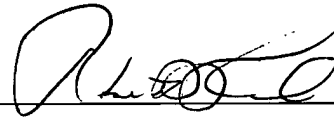
37 C.F.R. Section 1.16(a), (f) or (g) (filing fees)

37 C.F.R. Section 1.16(b), (c) and (d) (presentation of extra claims) 37 C.F.R. Section 1.16(e) (surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application)

37 C.F.R. Section 1.17(a)(1)-(5) (extension fees pursuant to Section 1.136(a))

37 C.F.R. Section 1.17 (application processing fees)

Date: 31 May 2002



Robert D. Fish
Registration No. 33880
Rutan & Tucker LLP
611 Anton Blvd., Suite 1400
Costa Mesa, CA 92626
714-641-5100



MAY 31 2002

PATENT AND TRADEMARK OFFICE

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/026,578	12/17/2001	Thomas Schmidt	810.01-US1

CONFIRMATION NO. 1170

FORMALITIES LETTER



OC000000007782327

Fish & Associates, LLP
Suite 706
1440 N. Harbor Blvd.
Fullerton, CA 92835

Date Mailed: 04/03/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:


06/06/2002 HBIZUNES 00000058 10026578

01 FC:205

65.00 OP

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

06-04-02

Box seq
03CO



Practitioner's Docket No. 100810.01US1

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re application of: Schmidt, Thomas

Application No.: 10/026578

Group No.: To be determined

Filed: 12/17/01

Examiner: To be determined

For: Sequentially Arranged Streptavidin-Binding Modules as Affinity Tags

U.S. Patent and Trademark Office

Box Sequence

P.O. Box 2327

Arlington, VA 22202

SUBMISSION OF "SEQUENCE LISTING," COMPUTER READABLE COPY,
AND/OR AMENDMENT PERTAINING THERETO
FOR BIOTECHNOLOGY INVENTION CONTAINING NUCLEOTIDE
AND/OR AMINO ACID SEQUENCE

1. This replies to the Office Letter DATED April 3, 2002.

A copy of the Office Letter is enclosed.

CERTIFICATION UNDER 37 C.F.R. sections 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is **mandatory**;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- ☐ deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

37 C.F.R. section 1.8(a)

37 C.F.R. section 1.10*

- ☐ with sufficient postage as first class mail.



as "Express Mail Post Office to Address"
Mailing Label No. EV062683769US

TRANSMISSION

- ☐ transmitted by facsimile to the Patent and Trademark Office.

Date: 5/31/02

Erika E. Simpson

#5

IDENTIFICATION OF PERSON MAKING STATEMENT

2. I, Robert D. Fish, state the following:

ITEMS BEING SUBMITTED

3. Submitted herewith is/are:

A copy of each "Sequence Listing" submitted for this application in computer readable form, in accordance with the requirements of 37 C.F.R. sections 1.821(e) and 1.824.

Because this submission is made in fulfilling the requirement under 37 C.F.R. section 1.821(g), a statement that the submission includes no new matter.

Also on the diskette is a copy of the sequence listing as originally filed in the corresponding PCT Application Number PCT/EP01/11846.

STATEMENT THAT "SEQUENCE LISTING" AND COMPUTER READABLE COPY ARE THE SAME AND/OR THAT PAPERS SUBMITTED INCLUDES NO NEW MATTER

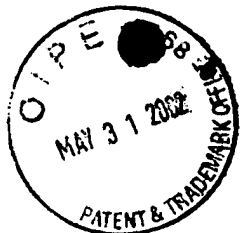
4. I hereby state:

Each computer readable form submitted in this application, including those forms requested to be transferred from applicant's other application, is the same as the "Sequence Listing" to which it is indicated to relate.

All papers accompanying this submission, or for which a request for transfer from applicants' other application, introduce no new matter.

STATUS

5. Applicant is a small entity. A statement was already claimed.



EXTENSION OF TERM

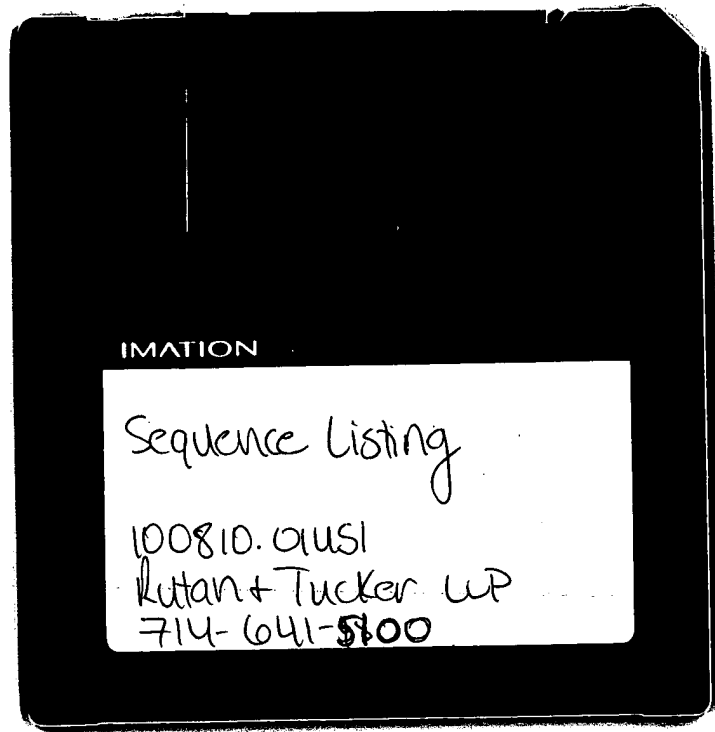
6. The proceedings herein are for a patent application and the provisions of 37 C.F.R. section 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

If any additional extension and/or fee is required, charge Account No. 502191.

SIGNATURE(s)

Date: 31 May 2002

Robert D. Fish
Practitioner of record
Registration Number: 33880
Rutan & Tucker LLP
611 Anton Blvd., Suite 1400
Costa Mesa, CA 92626



IMATION

Sequence Listing

100810.01US1

Kutan + Tucker LP

714-641-5100



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR F
UNITED STATES PATENT AND TRADEMARK
WASHINGTON, D.C.
WWW.U

**ATTACHMENT TO "NOTICE TO COMPLY WITH
REQUIREMENTS...SEQUENCE DISCLOSURES"**

Any reply including a sequence listing in electronic form should NOT be sent to the 20231 zip code address for the United States Patent and Trademark Office, and instead should be submitted using one of the following methods:

1. Electronically submitted through EFS-Bio
(<http://www.uspto.gov/ebs/efs/downloads/documents.htm>, EFS Submission User Manual - ePAVE)
2. Mailed to:
U.S. Patent and Trademark Office
Box Sequence, P.O. Box 2327
Arlington, VA 22202
3. Mailed by Federal Express, United Parcel Service or other delivery service to:
U. S. Patent and Trademark Office
2011 South Clark Place
Customer Window, Box Sequence
Crystal Plaza Two, Lobby, Room 1B03
Arlington, Virginia 22202
4. Hand Carried directly to the Customer Window at:
2011 South Clark Place
Crystal Plaza Two, Lobby, Room 1B03, Box Sequence,
Arlington, Virginia 22202